



## Louisiana Housing Corporation

The following resolution was offered by Board Member Malcolm Young and seconded by Board Member Willie Spears:

### RESOLUTION

**A resolution authorizing and directing staff and counsel to transfer the existing Mortgage and Regulatory Liens for the St. Bernard II, 202 Risk Sharing Property to the vacant site in Metairie, adjacent to Metairie Manor II, in order to protect the financial interests of the Louisiana Housing Corporation and the United States Department of Housing and Urban Development (HUD) in connection with the prior approval of HUD and the Louisiana Housing Finance Agency of the demolition and the transfer of the development to the new site; and providing for other matters in connection with the foregoing.**

**WHEREAS**, on November 21, 2003, the Board of Commissioners (the "Board") of the Louisiana Housing Finance Agency (now the Louisiana Housing Corporation ) refinanced and rehabilitated eighteen (18) Section 202 elderly and handicapped housing facilities pursuant to the Section 202 HOME/Risk Sharing Program; and

**WHEREAS**, eleven (11) of the elderly/handicapped 202 developments defaulted on their Risk Sharing Loans and Subordinate Loans as a result of the damage caused by Hurricane Katrina; and

**WHEREAS**, five (5) of the eleven (11) Projects have been restructured using a combination of FHA 221 (d)(4) insurance and housing tax credits and have paid in full their Risk Sharing Loans and Subordinate Loans: and

**WHEREAS**, the Board of Commissioners (the "Board") of the Louisiana Housing Finance Agency (the "LHFA") adopted a resolution on February 11, 2009 approving Work-Out Agreements with the nonprofit owners of six (6) Section 8 Assisted – 202 Elderly Projects (the "Projects"); and

**WHEREAS**, the Work-Out Agreements were executed by the Agency, the nonprofit owners and approved by HUD; and

**WHEREAS**, on January 19, 2010 a resolution was approved authorizing and directing staff and counsel to corporate with HUD and the 202 nonprofit owners in completing a redevelopment plan for the 202 Projects at existing or alternate sites; and

**WHEREAS**, the same resolution approved the use of additional Agency resources to cover additional costs, including the refinancing of all required debt while limiting HUD's exposure to the amount of HUD's original FHA Risk Sharing Loan in accordance with the requirements of a 215 transfer with respect to a change in site; and

WHEREAS, the Federal Emergency Management Agency ("FEMA") has written project worksheets for the demolition and reconstruction of each Project in Default, including St. Bernard II in accordance with the amounts specified in the attachment.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Louisiana Housing Corporation, acting as the governing authority of said Corporation, that:

**SECTION 1.** Program staff, the Corporation's General Counsel and Special Counsel are hereby authorized and directed to continue to cooperate with HUD and the nonprofit owners of the 202 Projects to transfer the existing Mortgage Liens for the St. Bernard II, 202 Risk Sharing Property to the vacant site in Metairie, adjacent to Metairie Manor II, in order to protect the interest of the Corporation. HUD and the LHFA/LHC previously acknowledged and granted approval of the demolition and the transfer of the development to the new site.

**SECTION 2.** This resolution shall take effect immediately.

This resolution having been submitted to a vote, the vote thereon was as follows:

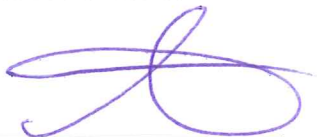
**YEAS:** Mayson H. Foster, Dr. Daryl V. Burckel, Alice Washington obo Treasurer John N. Kennedy, Ms. Ellen M. Lee, Mr. Matthew P. Ritchie, Mr. Willie Spears, Mr. Guy T. Williams, Jr., Mr. Malcolm Young

**ABSTAIN:** None

**NAYS:** None

**ABSENT:** Michael L. Airhart

And the resolution was declared adopted on this, the 12th day of September 2012.

  
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Chairman  
\_\_\_\_\_  
Secretary

**STATE OF LOUISIANA**

**PARISH OF EAST BATON ROUGE**

I, the undersigned Secretary of the Board of Directors of the Louisiana Housing Corporation, do hereby certify that the foregoing two (2) pages constitute a true and correct copy of a resolution adopted by said Board of Directors on September 12, 2012 authorizing and directing staff and counsel to transfer the existing Mortgage and Regulatory Liens for the St. Bernard II, 202 Risk Sharing Property to the vacant site in Metairie, adjacent to Metairie Manor II, in order to protect the financial interests of the Louisiana Housing Corporation and The United States Department of Housing and Urban Development (HUD) in connection with the prior approval of HUD and the Louisiana Housing Finance Agency of the demolition and the transfer of the development to the new site; and providing for other matters in connection with the foregoing.

**IN FAITH WHEREOF**, witness my official signature and the impress of the official seal of the Corporation on this, the 12<sup>th</sup> day of September 2012

  
Secretary

(SEAL)